

Serial No. 10/033,981  
Amendment dated March 7, 2005  
Reply to Office Action of December 7, 2004

Docket No. K-0384

### **REMARKS/ARGUMENTS**

Claims 1-21 are pending in this application. By this Amendment, claims 22-38 are cancelled without prejudice or disclaimer. Claims 22-38 have been canceled to be pursued in a Continuation/Divisional application. Support for the claims can be found throughout the specification, including the original claims, and the drawings.

The Examiner is thanked for the courtesies extended to Applicant's representative in the Personal Interview conducted February 22, 2005. The substance of the interview, including the agreements reached, have been incorporated into the above amendments and the following remarks. Withdrawal of the rejections and swift allowance are respectfully requested.

Entry of the amended claims is proper under 37 C.F.R. §1.116 since the amendments: (1) place the application in condition for allowance for the reasons discussed herein; (2) do not raise any new issues requiring further search and/or consideration since the amendments amplify issues previously discussed throughout prosecution without incorporating additional subject matter; (3) satisfy a requirement of form asserted in the previous Office Action; and/or (4) place the application in better form for appeal if necessary. Entry is thus requested.

#### **I. Allowable Subject Matter**

The Examiner is thanked for the indication that claims 2-3, 6-13, and 16-20 would be allowable if rewritten in independent form including all of the limitations of the base claim and

any intervening claims. However, for the reasons set forth below, claims 2-3, 6-13, and 16-20 have not been rewritten in independent form at this time.

## **II. Restriction Requirement**

The Office Action sets forth a Restriction Requirement, indicating that newly submitted claims 22-38 are directed to an invention that is independent or distinct from the invention originally claimed and withdraws claims 22-38 from consideration. This action is respectfully traversed. However, merely to expedite prosecution of the application, Applicant has cancelled withdrawn claims 22-38 without prejudice or disclaimer. As set forth above, claims 22-38 have been canceled to be pursued in a Continuation/Divisional application.

## **III. Rejection Under 35 U.S.C. §103(a)**

The Office Action rejected claims 1, 4-5, 14-15, and 21 under 35 U.S.C. §103(a) as being unpatentable over Hayama et al., U.S. Patent No. 6,104,204 (hereinafter "Hayama"). The rejection is respectfully traversed.

Independent claim 1 recites, *inter alia*, a heating part positioned on an upper portion of the holding part and configured to generate and to transfer heat directly to the semiconductor device when the semiconductor device is mounted in a test socket of the handler, and a compliance part positioned on an upper portion of the heating part and configured to properly

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align the semiconductor device held by the holding part in the test socket. As agreed during the Personal Interview, Hayama neither discloses nor suggests such features.

Accordingly, it is respectfully submitted that independent claim 1 is allowable over Hayama, and thus the rejection of independent claim 1 under 35 U.S.C. §103(a) over Hayama should be withdrawn. Rejected dependent claims 4-5, 14-15, and 21, as well as objected to claims 2-3, 6-13, and 16-20, are allowable at least for the reasons set forth above with respect to independent claim 1, from which they depend, as well as for their added features.

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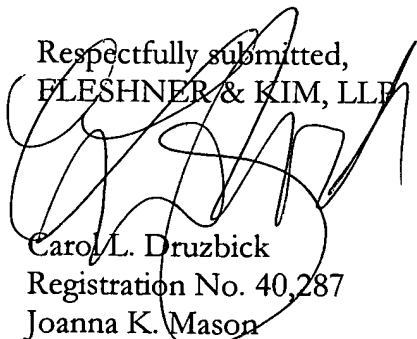
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#### IV. Conclusion

In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned, Joanna K. Mason, at the telephone number listed below. Favorable consideration and prompt allowance are earnestly solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,  
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